

021004 16805 U.S. PTO

UTILITY PATENT APPLICATION TRANSMITTAL Under Small Entity Status (New Nonprovisional Applications Under 37 CFR § 1.53(b))	Atty. Docket <u>01032-1002</u> Client Docket
--	---

22264 U.S. PTO
10/775569
021004

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of () application identifier or (X) first named inventor, James A. ROBERTS, entitled METHOD AND SYSTEM FOR PROVIDING CONSUMER-LEVEL OFF-SITE DATA STORAGE, for a(n):

- (X) Original Patent Application.
- () Continuing Application (prior application not abandoned):
- () Continuation () Divisional () Continuation-in-part (CIP)
of prior application No: _____ Filed on: _____.
- () A statement claiming priority under 35 USC § 120 has been added to the specification.

Enclosed are:

- (X) Specification; 19 Total Pages. (X) Drawing(s); 5 Total Sheets.
- (X) Oath or Declaration:
- (X) A Newly Executed Declaration and Power of Attorney:
- (X) Signed. () Unsigned. () Partially Signed.
- () A Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)).
- () Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated herein by reference.
- () Signed Statement Deleting Inventor(s) Named in the Prior Application. (37 CFR § 163(d)(2)).
- (X) Power of Attorney is (X) enclosed; () is in the prior application to: _____.
- () Assignment is (X) enclosed; () is in the prior application to: _____.
- () Preliminary Amendment. () Information Disclosure Statement and Form PTO-1449.
- (X) Return Receipt Postcard. (X) Credit Card Payment of \$385.00 (Form PTO-2038).
- () A Duplicate Copy of this Form for Processing Fee Against Deposit Account.
- () A Certified Copy of Priority Documents (if foreign priority is claimed).
- (X) Small Entity Status is Asserted. () Request for Non-Publication (35 USC 122(b)(2)(B)(i))
- () Prior to calculation of fee, please cancel the following claims: _____.
- (X) Other: Claim of Priority under 35 U.S.C § 119(e).

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	18	0	\$9.00	\$ 0.00
Independent Claims	3	0	\$43.00	\$ 0.00
Multiple Dependent Claims (if applicable)				\$0.00
Assignment Recording Fee				\$0.00
Basic Filing Fee				\$ 385.00
Total Filing Fee				\$ 385.00

- () Charge \$ _____ to Deposit Account _____ pursuant to 37 CFR § 1.25. At any time during the pendency of this application, please charge any fees required or credit any overpayment to this Deposit Account.

I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to:

Assistant Commissioner for Patents
Mail Stop Patent Application
Alexandria, VA 22313-1450

By: _____

Typed Name: Linda V. Wiley

Express Mail Label No.: ER116099102US

Date of Deposit: 02/10/2004

Respectfully submitted,

By: _____

Phouphanomketh Ditthavong, Attorney of Record
Reg. No. 44658

Date: February 10, 2004

Correspondence Address:

DITTHAVONG & CARLSON, P.C.
10507 Braddock Road Suite A
Fairfax, VA 22032
Phone: (703) 425-8508
Fax: (703) 425-8518